IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

OP.No. 23464 of 2002(R)

PETITIONER:
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1. **P.SUNDARAN, S/O. LATE T.M.BHUMANACHAN, PULIYAMKUNNATH HOUSE, AKATHETHARA POST, PALAKKAD.**

2. **N.KRISHNANKUTTY, S/O. NAGAN, EACHANPURA HOUSE, KADUKKAMKUNNAM POST, PALAKKAD-5.**

3. **N.RAJAN, S/O. NACHAN, KARTHI NIVAS, MURALI, INDUSTRIAL ESTATE POST, PALAKKAD.**

4. **K.MANIKANTAN, S/O. NARAYANA MENON, KURIDATH VEEDU, AKATHETHARA POST, PALAKKAD-8.**

BY ADV. SRI.SAJAN VARGHEESE K.
SRI.JEBY JACOB

RESPONDENTS:
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1. **THE AKATHATHARA CO-OP.MILK SUPPLY SUPPLY SOCIETY LTD. NO.P.560, AKATHETHARA, PALAKKAD -8, REP.BY ITS SECRETARY.**

2. **THE AUDITOR, CO-OP.DEPARTMENT, CIVIL STATION, PALAKKAD.**

3. **THE DEPUTY DIRECTOR, DAIRY DEVELOPMENT DEPARTMENT, CIVIL STATION, PALAKKAD.**

4. **SRI.SASIDHARAN PILLA, DAIRY FARM INSTRUCTOR, DAIRY DEVELOPMENT DEPT., CIVIL STATION, PALAKKAD.**

BY ADV. SRI.N.RAGHURAJ
SMT.K.AMMINIKUTTY

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.39964/2002 IN OP.23464/2002

DISMISSED

21.03.2007 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE NOTICE DT.10.6.02 ISSUED BY THE 1ST RESPONDENT TO THE 1ST PETITIONER.

EXT.P2:- COPY OF THE NOTICE DT.22.6.02 ISSUED BY THE 1ST RESPONDENT TO THE -DO- -DO-

EXT.P3:- COPY OF THE NOTICE DT.15.7.02 SENT TO THE PETITIONER NO.1.

EXT.P4:- COPY OF THE REPLY SENT BY THE 1ST PETITIONER.

EXT.P5:- COPY OF THE DT.26.7.02 ISSUED TO THE 1ST PETITIONER.

EXT.P6:- COPY OF THE PETITION AND THE ENDORSEMENT MADE BY THE 1ST RESPONDENT.

EXT.P7:- COPY OF THE PETITION DT.28.7.02 SUBMITTED BY THE PETITIONER NO.1 TO THE 3RD RESPONDENT.

EXT.P8:- COPY OF THE NOTICE DT.10.6.02 FURNISHED ON PETITIONER NO.2.

EXT.P9:- COPY OF THE -DO- -DO- PETITIONER NO.3.

EXT.P10:- COPY OF THE -DO- PETITIONER NO.4.

EXT.P11:- COPY OF THE NOTICE DT.22.6.02 ISSUED TO THE PETITIONER NO. 2.

EXT.P12:- COPY OF THE -DO- TO THE 3RD PETITIONER.

EXT.P13:- COPY OF THE -DO- TO THE 4TH PETITIONER.

EXT.P14:- COPY OF THE NOTICE DT.15.7.02 SUBMITTED TO THE PETITIONER NO.2.

EXT.P15:- COPY OF THE -DO- TO THE 3RD PETITIONER.

EXT.P16:- COPY OF THE -DO- TO THE 4TH PETITIONER.

EXT.P17:- COPY OF THE REPLY SENT BY THE PETITIONER. NO.2.

EXT.P18:- COPY OF THE -DO- PETITIONER NO.3.

EXT.P19:- COPY OF THE -DO- PETITIONER NO.4.

EXT.P20:- COPY OF THE NOTICE DT. 26.7.02 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER NO.3.

EXT.P21:- COPY OF THE -DO- TO THE PETITIONER NO.4.

EXT.P22:- COPY OF THE OBJECTION DT.25.7.02 SUBMITTED BY THE PETITIONER NO.2.

EXT.P23:- COPY OF THE -DO- BY THE PETITIONER NO.3.

EXT.P24:- COPY OF THE -DO- BY THE PETITIONER NO.24.

KURIAN JOSEPH, J.

O.P. NO. 23464 OF 2002

Dated this the 21st day of March, 2007.

J U D G M E N T

Petitioners are aggrieved by the alleged steps taken by the first respondent for recovery of certain amounts from their salary. According to petitioners, no such steps can be taken in view of the report of the enquiry conducted by the fourth respondent. Hence, there will be a direction to the third respondent to look into the matter with notice to petitioners and first and fourth respondents and take appropriate action in accordance with law expeditiously. Petitioners shall be permitted to have the assistance of educated people since they are uneducated milk vendors. Interim order dated 14.08.2002 in C.M.P. No. 39964/2002 will continue till such time.

This original petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp